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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : DATE ALLOWED: DECEMBER 17, 2007  
KEN SAKAMURA, ET AL. : EXAMINER: TRAIL, A. N.  
SERIAL NO: 10/516,309 :  
FILED: DECEMBER 10, 2004 : GROUP ART UNIT: 2876  
FOR: IC CARD, TERMINAL DEVICE, :  
AND DATA COMMUNICATION  
METHOD

COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

The Examiner's Statement of Reasons for Allowance, appearing on page 2 lines 6-18 of the Notice of Allowability (PTOL-37) mailed on December 17, 2007, is mistaken by implying that the subject matter of allowed independent Claim 6 and Claims 7-9 that depend thereon; and allowed independent Claim 10 and Claims 11 and 12 that depend thereon include the same subject matter found in allowed independent Claim 1 and Claims 2-5 that depend thereon.

In this regard, independent Claim 6 and the claims that depend thereon recite a terminal which transmits first digital contents stored in an IC card while independent Claim 10 and the claims that depend thereon recite a data communication method of transmitting first digital contents stored in an IC card and do not recite the structural limitations of the IC card of independent Claim 1 and the claims that depend thereon, as implied by the examiner.

Accordingly, the examiner's reasons for allowance apply only to independent Claim 1 and the claims that depend thereon and do not apply to independent Claims 6 and 10 and the claims that depend thereon.

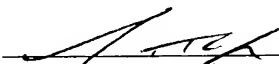
Respectfully submitted,

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